IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL, CIVIL JURISDICTION

NOTICE OF MOTION NO.345 OF 2006
IN
WRIT **PETITION NO.1070 OF 2006**

Bakul Manilal Kapadia ..Petitioner

Vs.

Bank of India & Ors.....Respondents

Mr. Sandeep Parikh i/b. Jyoti N. Shah for the
Petitioner

Mr. Dinesh Joshi i/b. Little & Co., for Respondent
No.1.

CORAM: **F.I. REBELLO &**

MRS.V.K.TAHILRAMANI, JJ.

DATE: 8TH AUGUST 2006

P.C.

. Petition was dismissed on 12th September, 2001 as none appeared. Apart from that the Court was pleased to note that the Circular was effective only upto 31st March, 2001 and not beyond that. In the present matter also the suit was filed which is now transferred to D.R.T. The R.B.I. Circular makes it clear that in such matters consent terms can be filed only before D.R.T. Even otherwise the Motion has been taken out in June, 2006 to restore the petition which was dismissed on 12th September, 2001. In our opinion the cause shown does not amount to sufficient cause.Hence, motion rejected.

(**MRS.V.K.TAHILRAMANI, J). (F.I. REBELLO, J)**